

PROCLAMATION

No. 15125

By The

Governor of the State of Texas

Executive Office
Austin, Texas
May 30, 1935.

To All to Whom These Presents Shall Come:

WHEREAS, Senate Bill 326

"AN ACT amending Subdivision (b) of Section 11 of Chapter 116, Acts of the Forty-third Legislature, Regular Session, and declaring an emergency,"

was passed by the 44th Legislature in regular session and is now before me, as Governor, for approval or veto; and

WHEREAS, Said bill amends the beer license law by providing, in effect, that upon dissolution of a partnership which has been licensed to sell beer, the State shall refund the proportionate part of the tax for the remainder of the year for which it was paid; and

WHEREAS, Such amendment was based upon the proposition that under existing laws a corporation can, upon dissolution, be refunded for such proportionate part of the tax, but the Legislature has apparently overlooked the fact that a corporation pays a franchise tax in addition to a beer license for the privilege of engaging in this business; and

WHEREAS, Any system of refunds necessitates employment of additional clerks and generally leads to abuses; and

WHEREAS, This particular bill would enable beer joints to open throughout the State during the summer season and then, by going out of business, secure a refund of a large portion of the tax, thus entering unto unfair competition with legitimate year around, stable dealers who have paid their taxes for the purpose of engaging in business through the year; and

WHEREAS, I am sure the proponents of the bill intended no such inequities,

NOW, THEREFORE, I, James V. Allred, Governor of Texas, by virtue of the authority vested in me by the Constitution and laws of this State, do hereby proclaim said bill vetoed for the reasons above set out and now on file in the office of the Secretary of State.

IN TESTIMONY WHEREOF, I, James V. Allred, have hereunto set my hand and caused the official seal to be affirmed hereto this 30th day of May, A. D., 1935.

JAMES V. ALLRED
Governor of Texas

(Seal)

By the Governor

(Signed) Clyde E. Smith

Assistant Secretary of State